

DEFENDANT INFORMATION RELATIVE TO A CRIMINAL ACTION - IN U.S. DISTRICT COURTBY: ☐ COMPLAINT ☐ INFORMATION ☒ INDICTMENT☒ SUPERSEDING**OFFENSE CHARGED**

See Attached

- ☐ Petty
☐ Minor
☐ Misdemeanor
☒ Felony

PENALTY: See Attached

Name of District Court, and/or Judge/Magistrate Location

NORTHERN DISTRICT OF CALIFORNIA

OAKLAND DIVISION

FILED

DEFENDANT - U.S.

AUG 18 2015

Clarence Trapps

RICHARD W. WIEKING
 CLERK, U.S. DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA

DISTRICT COURT NUMBER

CR 15-382JSW

PROCEEDING

Name of Complainant Agency, or Person (& Title, if any)

ATF Special Agent

☐ person is awaiting trial in another Federal or State Court, give name of court

☐ this person/proceeding is transferred from another district per (circle one) FRCrp 20, 21, or 40. Show District

☐ this is a reprosecution of charges previously dismissed which were dismissed on motion of:

☐ U.S. ATTORNEY ☐ DEFENSE

SHOW DOCKET NO.

☐ this prosecution relates to a pending case involving this same defendant

MAGISTRATE CASE NO.

☐ prior proceedings or appearance(s) before U.S. Magistrate regarding this defendant were recorded under

Name and Office of Person

Furnishing Information on this form MELINDA HAAG

☒ U.S. Attorney ☐ Other U.S. Agency

Name of Assistant U.S. Attorney (if assigned)

MARC PRICE WOLF

IS NOT IN CUSTODY

Has not been arrested, pending outcome this proceeding.

1) ☐ If not detained give date any prior summons was served on above charges2) ☐ Is a Fugitive3) ☐ Is on Bail or Release from (show District)**IS IN CUSTODY**4) ☐ On this charge5) ☐ On another conviction☐ Federal ☐ State6) ☐ Awaiting trial on other charges

If answer to (6) is "Yes", show name of institution

Has detainer been filed? ☐ Yes ☐ No

If "Yes" give date filed

DATE OF ARREST

Month/Day/Year

Or... if Arresting Agency & Warrant were not

DATE TRANSFERRED TO U.S. CUSTODY

Month/Day/Year

☐ This report amends AO 257 previously submitted**ADDITIONAL INFORMATION OR COMMENTS****PROCESS:**☐ SUMMONS ☒ NO PROCESS* ☐ WARRANT

Bail Amount: no bail

If Summons, complete following:

☐ Arraignment ☐ Initial Appearance

Defendant Address:

* Where defendant previously apprehended on complaint, no new summons or warrant needed, since Magistrate has scheduled arraignment

Date/Time:

Before Judge:

Comments:

AUG 18 2015

United States v. Clarence Trapps
Penalty Sheet Attachment (First Superseding Indictment)

RICHARD W. WIEKING
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

Counts 1, 2, 3, 5, 10

21 U.S.C. § 841(a)(1), (b)(1)(C) - Distribution and possession with intent to distribute a mixture or substance containing cocaine base

Maximum Term of Imprisonment:	20 years
Maximum Fine:	\$1,000,000
Minimum Term of Supervised Release:	3 years
Maximum Term of Supervised Release:	Life
Mandatory Special Assessment:	\$100
Additional Penalty:	Mandatory and discretionary denial of federal benefits upon conviction

Counts 4, 9

21 U.S.C. § 841(a)(1), (b)(1)(B)(viii) - Distribution and possession with intent to distribute 50 grams or more of a mixture or substance containing a detectable amount of methamphetamine, its salts, isomers, or salts of its isomers

Minimum Term of Imprisonment:	5 years
Maximum Term of Imprisonment:	40 years
Maximum Fine:	\$5,000,000
Minimum Term of Supervised Release:	4 years
Maximum Term of Supervised Release:	Life
Mandatory Special Assessment:	\$100
Additional Penalty:	Mandatory and discretionary denial of federal benefits upon conviction

Counts 6, 11

18 U.S.C. § 922(g)(1) - Felon in possession of firearm and/or ammunition

Maximum Term of Imprisonment:	10 years
Maximum Fine:	\$250,000
Maximum Term of Supervised Release:	3 years
Mandatory Special Assessment:	\$100

Counts 7

21 U.S.C. § 841(a)(1), (b)(1)(A)(viii) - Distribution and possession with intent to distribute 50 grams or more of methamphetamine, its salts, isomers, or salts of its isomers

Minimum Term of Imprisonment:	10 years
Maximum Term of Imprisonment:	Life

FILED

AUG 18 2015

Maximum Fine: \$10,000,000

Minimum Term of Supervised Release: 5 years

Maximum Term of Supervised Release: Life

Mandatory Special Assessment: \$100

Additional Penalty: Mandatory and discretionary denial of federal benefits upon conviction

RICHARD W. WIEKING
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

Count 8

21 U.S.C. § 841(a)(1), (b)(1)(B)(iii) - Distribution and possession with intent to distribute 28 grams or more of a mixture or substance containing cocaine base

Minimum Term of Imprisonment: 5 years

Maximum Term of Imprisonment: 40 years

Maximum Fine: \$5,000,000

Minimum Term of Supervised Release: 4 years

Maximum Term of Supervised Release: Life

Mandatory Special Assessment: \$100

Additional Penalty: Mandatory and discretionary denial of federal benefits upon conviction

United States District Court

FOR THE
NORTHERN DISTRICT OF CALIFORNIA

VENUE: OAKLAND

FILED

AUG 18 2015

RICHARD W. WIEKING
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,

V.

CLARENCE TRAPPS

DEFENDANT(S).

SUPERSEDING INDICTMENT

VIOLATIONS:

21 U.S.C. §§ 841(a)(1), (b)(1)(A), (b)(1)(B), and (b)(1)(C) – Possession with Intent
to Distribute and Distribution of Cocaine Base and Methamphetamine;
18 U.S.C. § 922(g)(1) – Felon in Possession of a Firearm and Ammunition;
21 U.S.C. § 853(a) and 18 U.S.C. § 924(d) – Forfeiture Allegations

A true bill.

TW

Foreman

Filed in open court this 18th day of

August 2015

Karen L. Hom
JOSEPH C. SPERO

KAREN L. HOM

Clerk

UNITED STATES MAGISTRATE JUDGE

Bail, \$

no proven

MELINDA HAAG (CABN 132612)
United States Attorney

FILED

AUG 18 2015

RICHARD W. WIEKING
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION

UNITED STATES OF AMERICA,

Plaintiff,

v.

CLARENCE TRAPPS,

Defendant.

NO:

CR15-382JSW

VIOLATIONS: 21 U.S.C. §§ 841(a)(1), (b)(1)(A),
(b)(1)(B), and (b)(1)(C) – Possession with Intent to
Distribute and Distribution of Cocaine Base and
Methamphetamine; 18 U.S.C. § 922(g)(1) – Felon in
Possession of a Firearm and Ammunition; 21 U.S.C.
§ 853(a) and 18 U.S.C. § 924(d) – Forfeiture
Allegations

OAKLAND VENUE

FIRST SUPERSEDING INDICTMENT

The Grand Jury charges:

COUNT ONE: (21 U.S.C. §§ 841(a)(1) and (b)(1)(C) --- Possession with Intent to Distribute and
Distribution of Cocaine Base)

On or about June 15, 2015, in the Northern District of California, the defendant,

CLARENCE TRAPPS,

did knowingly and intentionally possess with intent to distribute and distribute a Schedule II controlled
substance, to wit: a mixture and substance containing a detectable amount of cocaine base in the form of
crack cocaine, in violation of Title 21, United States Code, Sections 841(a)(1) and (b)(1)(C).

FIRST SUPERSEDING INDICTMENT

1 COUNT TWO: (21 U.S.C. §§ 841(a)(1) and (b)(1)(C) --- Possession with Intent to Distribute and
2 Distribution of Cocaine Base)

3 On or about June 17, 2015, in the Northern District of California, the defendant,

4 CLARENCE TRAPPS,

5 did knowingly and intentionally possess with intent to distribute and distribute a Schedule II controlled
6 substance, to wit: a mixture and substance containing a detectable amount of cocaine base in the form of
7 crack cocaine, in violation of Title 21, United States Code, Sections 841(a)(1) and (b)(1)(C).

8 COUNT THREE: (21 U.S.C. §§ 841(a)(1) and (b)(1)(C) --- Possession with Intent to Distribute and
9 Distribution of Cocaine Base)

10 On or about June 23, 2015, in the Northern District of California, the defendant,

11 CLARENCE TRAPPS,

12 did knowingly and intentionally possess with intent to distribute and distribute a Schedule II controlled
13 substance, to wit: a mixture and substance containing a detectable amount of cocaine base in the form of
14 crack cocaine, in violation of Title 21, United States Code, Sections 841(a)(1) and (b)(1)(C).

15 COUNT FOUR: (21 U.S.C. §§ 841(a)(1) and (b)(1)(B)(viii) --- Possession with Intent to Distribute and
16 Distribution of Methamphetamine)

17 On or about June 23, 2015, in the Northern District of California, the defendant,

18 CLARENCE TRAPPS,

19 did knowingly and intentionally possess with intent to distribute and distribute a Schedule II controlled
20 substance, to wit: 50 grams and more of a mixture or substance containing a detectable amount of
21 methamphetamine, its salts, isomers, and salts of its isomers, in violation of Title 21, United States
22 Code, Sections 841(a)(1) and (b)(1)(B)(viii).

23 COUNT FIVE: (21 U.S.C. §§ 841(a)(1) and (b)(1)(C) --- Possession with Intent to Distribute and
24 Distribution of Cocaine Base)

25 On or about June 30, 2015, in the Northern District of California, the defendant,

26 CLARENCE TRAPPS,

27 did knowingly and intentionally possess with intent to distribute and distribute a Schedule II controlled
28 substance, to wit: a mixture and substance containing a detectable amount of cocaine base in the form of

1 crack cocaine, in violation of Title 21, United States Code, Sections 841(a)(1) and (b)(1)(C).

2 COUNT SIX: (18 U.S.C. § 922(g)(1) --- Felon in Possession of a Firearm and Ammunition)

3 On or about July 6, 2015, in the Northern District of California, the defendant,

4 CLARENCE TRAPPS,

5 after having previously been convicted of a crime punishable by a term of imprisonment exceeding one
6 year, unlawfully and knowingly possessed a firearm and ammunition, namely a Taurus .45 caliber pistol
7 bearing serial number NCV94498, and thirty two (32) rounds of .45 ACP caliber ammunition with a
8 head stamp of "DRT 45 AUTO," in and affecting interstate and foreign commerce, in violation of Title
9 18, United States Code, Section 922(g)(1).

10 COUNT SEVEN: (21 U.S.C. §§ 841(a)(1) and (b)(1)(A)(viii) --- Possession with Intent to Distribute
11 and Distribution of Methamphetamine)

12 On or about July 8, 2015, in the Northern District of California, the defendant,

13 CLARENCE TRAPPS,

14 did knowingly and intentionally possess with intent to distribute and distribute a Schedule II controlled
15 substance, to wit: 50 grams and more of methamphetamine, its salts, isomers, and salts of its isomers, in
16 violation of Title 21, United States Code, Sections 841(a)(1) and (b)(1)(A)(viii).

17 COUNT EIGHT: (21 U.S.C. §§ 841(a)(1) and (b)(1)(B)(iii) --- Possession with Intent to Distribute and
18 Distribution of Cocaine Base)

19 On or about July 14, 2015, in the Northern District of California, the defendant,

20 CLARENCE TRAPPS,

21 did knowingly and intentionally possess with intent to distribute and distribute a Schedule II controlled
22 substance, to wit: 28 grams and more of a mixture and substance containing a detectable amount of
23 cocaine base in the form of crack cocaine, in violation of Title 21, United States Code, Sections
24 841(a)(1) and (b)(1)(B)(iii).

25 COUNT NINE: (21 U.S.C. §§ 841(a)(1) and (b)(1)(B)(viii) --- Possession with Intent to Distribute and
26 Distribution of Methamphetamine)

27 On or about July 14, 2015, in the Northern District of California, the defendant,

28 CLARENCE TRAPPS,

1 did knowingly and intentionally possess with intent to distribute and distribute a Schedule II controlled
2 substance, to wit: 50 grams and more of a mixture or substance containing a detectable amount of
3 methamphetamine, its salts, isomers, and salts of its isomers, in violation of Title 21, United States
4 Code, Sections 841(a)(1) and (b)(1)(B)(viii).

5 COUNT TEN: (21 U.S.C. §§ 841(a)(1) and (b)(1)(C) --- Possession with Intent to Distribute Cocaine)

6 On or about July 14, 2015, in the Northern District of California, the defendant,

7 CLARENCE TRAPPS,

8 did knowingly and intentionally possess with intent to distribute a Schedule II controlled substance, to
9 wit: a mixture and substance containing a detectable amount of cocaine, its salts, optical and geometric
10 isomers, and salts of isomers, in violation of Title 21, United States Code, Sections 841(a)(1) and
11 (b)(1)(C).

12 COUNT ELEVEN: (18 U.S.C. § 922(g)(1) --- Felon in Possession of a Firearm and Ammunition)

13 On or about July 14, 2015, in the Northern District of California, the defendant,

14 CLARENCE TRAPPS,

15 after having previously been convicted of a crime punishable by a term of imprisonment exceeding one
16 year, unlawfully and knowingly possessed a firearm and ammunition, namely a Remington 12 gauge
17 shot gun bearing serial number D978204M, twenty (20) rounds of .45 ACP caliber ammunition with a
18 head stamp of "DRT AUTO," and two (2) rounds of 12 gauge ammunition with a head stamp of
19 'FIOCCHI 12," in and affecting interstate and foreign commerce, in violation of Title 18, United States
20 Code, Section 922(g)(1).

21 FORFEITURE ALLEGATION: (21 U.S.C. § 853 and 18 U.S.C. § 924 – Forfeiture)

22 1. The allegations contained in Count Ones through Eleven of this Indictment are realleged
23 and by this reference fully incorporated herein for the purpose of alleging forfeiture pursuant to the
24 provisions of 21 U.S.C. §§ 853(a)(1) and (a)(2) and 18 U.S.C. § 924(d)(1).

25 2. Upon a conviction of any of the offenses alleged in Counts One through Eleven above,
26 the defendant,

27 CLARENCE TRAPPS,
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1 shall forfeit to the United States all right, title, and interest in property constituting and derived from any
2 proceeds defendant obtained, directly or indirectly, as a result of said violations, and any property used,
3 or intended to be used, in any manner or part, to commit or to facilitate the commission of the said
4 violations, including, but not limited to:

- 5 a. A sum of money equal to the amount of money involved in the commission of said offense;
- 6 b. 2002 silver Hyundai Santa Fe, California license plate No. 6J0W511;
- 7 c. Remington, Model 870 Express Magnum, 12 gauge shot gun, serial number D978204M;
- 8 d. Twenty (20) rounds of .45 caliber ammunition, bearing head stamp "DRT 45 AUTO";
- 9 e. Two (2) rounds of 12 gauge ammunition, bearing head stamp "FIOCCHI 12."

10 3. If, as a result of any act or omission of the defendant, any of said property

- 11 a. cannot be located upon the exercise of due diligence;
- 12 b. has been transferred or sold to or deposited with a third person;
- 13 c. has been placed beyond the jurisdiction of the Court;
- 14 d. has been substantially diminished in value; or
- 15 e. has been commingled with other property with cannot be divided without difficulty;

16 any and all interest defendant has in any property (not to exceed the value of the above forfeitable
17 property) shall be vested in the United States and forfeited to the United States.

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1 All in violation of Title 21, United States Code, Section 853(a)(1), (a)(2), (p); Title 18, United
2 States Code, Section 924(d)(1); and Rule 32.2 of the Federal Rules of Criminal Procedure.

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5 DATED:

6 8/18/15


A TRUE BILL.

7 
FOREPERSON

8 MELINDA HAAG
9 United States Attorney

10 *David R Callaway*
11 *by Thomas A Colthurst*

12 DAVID R. CALLAWAY
13 Chief, Criminal Division

14 (Approved as to form: 

15 Marc Price Wolf
16 Assistant United States Attorney
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